

Creating a Class D felony for a second or subsequent offense would result in a 1-5 year term of incarceration. When a court denies bail to a Class D felony defendant, the local government is responsible for incarcerating the defendant until disposition of the case in one of Kentucky's 74 full service jails or three life safety jails. While the expense of housing inmates varies by jail, each additional inmate increases facility costs by an average cost to incarcerate of \$35.43, which includes the \$31.34 per diem and medical expenses that the Department of Corrections pays jails to house felony offenders. Upon sentencing, a Class D felon is housed in one of Kentucky's full service jails for the duration of his or her sentence. The Department of Corrections pays a jail \$31.34 per day to house a Class D felon. The per diem may be less than, equal to, or greater than the actual housing cost.

Part III: Differences to Local Government Mandate Statement from Prior Versions

Part II applies to HB 256 GA version of the bill. The GA version is the same as the bill introduced. No amendments or substitutes were adopted when the bill passed its chamber of origin.

Data Source(s): KY Department of Corrections

Preparer: Mary Stephens **Reviewer:** KHC **Date:** 2/8/22